



PTO/SB/30 (10-01)

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**Address to:
Commissioner for Patents
BOX RCE
Washington, D.C. 20231

Application Number	09/253,638
Filing Date	February 19, 1999
First Named Inventor	Keisuke OGURO
Art Unit	1713
Examiner Name	Fred Zitomer
Attorney Docket Number	1217-990257

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other Petition For Extension of Time
- Handwritten: free of 23/G, 5/8/03*

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other _____

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☐ The Director is hereby authorized to credit any overpayments to Deposit Account No. _____
- i. ☐ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☐ Other _____
- b. ☒ Checks in the amounts of \$ 750.00 and 930.00 are enclosed to cover the Petition For Extension of Time and RCE fees.
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print / Type)	Kent E. Baldauf	Registration No. (Attorney / Agent)	25,826
Signature	<i>Kent E. Baldauf</i>	Date	April 28, 2003

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print / Type)	Angela Sabatini	Date	April 28, 2003
Signature	<i>Angela Sabatini</i>		

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Assistant Commissioner for Patents, Box RCE, Washington, DC 20231.x

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750.00 OP

*see last page for
clean version of claim!*



Response Under 37 CFR §1.116
Expedited Procedure
Examining Group 1700
Attorney's Docket No. 1217-990257

AMENDMENT TRANSMITTAL LETTER

BOX RCE

Commissioner for Patents
Washington, D.C. 20231

Serial No.: 09/253,638 Filing Date: February 19, 1999
Examiner: Fred Zitomer Group Art Unit: 1713
Invention: "Process for Producing Polymeric Actuators"

Transmitted herewith is an Amendment in the above-identified application.

- ☐ Small Entity Status has been asserted for this application under 37 CFR 1.27.
☐ A verified statement to establish small entity status under 37 CFR 1.27 is enclosed.
☐ No additional fee is required.
☒ The fee has been calculated as shown below:

	No of Claims After <u>Amendment</u>	Highest No. Previously <u>Paid For</u>	Present <u>Extra</u>	Small Entity <u>Rate</u>	Non-Small Entity <u>Rate</u>	<u>Charge</u>
Total	<u>5</u>	<u>20</u>	<u>0</u>	x \$ 9.00	x \$ 18.00	\$ <u>0.00</u>
Indep.	<u>1</u>	<u>3</u>	<u>0</u>	x \$ 40.00	x \$ 80.00	\$ <u>0.00</u>
First Presentation of Multiple Dependent Claim/s				+ \$135.00	+ \$270.00	\$ <u>0.00</u>
TOTAL ADDITIONAL FEE						\$ <u>0.00</u>

- ☒ Checks in the amounts of \$ 930.00 and \$ 750.00 are enclosed for a 3 month Petition for Extension of Time and RCE filing fee.
☒ The Commissioner is hereby authorized to charge payment associated with this communication to Deposit Account No. 23-0650. Please refund any overpayment to Deposit Account No. 23-0650. An original and two copies of this sheet are enclosed.

April 28, 2003
Date

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Angela Sabatini
(Typed Name of Person Mailing Paper)

Angela Sabatini
Signature

04/28/03
Date

Response Under 37 CFR § 1.116
Expedited Procedure
Examining Group 1700
PATENT APPLICATION
Appl. No. 09/253,638
Amdt. dated April 28, 2003
Reply to Office Action of October 30, 2002



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/253,638
Applicant : Keisuke OGURO et al.
Filed : February 19, 1999
Title : PROCESS FOR PRODUCING POLYMERIC ACTUATORS
Group Art Unit : 1713
Examiner : Fred Zitomer
Docket No. : 1217-990257

BOX RCE
Commissioner for Patents
Washington, D.C. 20231

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AMENDMENT

Sir:

In response to the Office Action of October 30, 2002, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 4 of this paper.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, Washington, D.C. 20231 on April 28, 2003.

Angela Sabatini

(Name of Person Mailing Paper)

Angela Sabatini
Signature

04/28/2003
Date